

Message Text

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ACTION EA-10

INFO OCT-01 ISO-00 CIAE-00 COME-00 EB-07 INR-07 LAB-04

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TO SECSTATE WASHDC 1548

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E.O. 11652: N/A

TAGS: EGEN, ELAB, RP

SUBJECT: ALIEN EMPLOYMENT LIMITATIONS

REF: STATE 62490

1. WE HAVE NOT BEEN AWARE OF ANY PROBLEM INVOLVING VISAS AND WORK PERMITS FOR U.S. BUSINESSMEN SINCE LAST FALL WHEN NUMBER OF BUSINESSMEN COMPLAINED OF DELAYS IN HAVING THEIR TREATY TRADER VISAS RENEWED. DISCUSSIONS WITH DFA REVEALED THAT SOME GOP OFFICIALS HAD QUESTIONED CONTINUED ISSUANCE OF PHILIPPINE TREATY TRADER VISAS UPON EXPIRATION OF LAUREL-LANGLEY, BUT PRACTICAL MERITS OF RECIPROCITY QUICKLY CONVINCED DFA TO RESUME ISSUING TREATY TRADER VISAS.

2. ASIDE FROM ABOVE MEMENTARY PROBLEM, THERE HAS ALWAYS BEEN SKEPTICAL GOP ATTITUDE ABOUT PRE-ARRANGED EMPLOYMENT, GENERALLY INVOLVING THIRD COUNTRY NATIONALS, AND GOP ATTITUDE MAY BE CHARACTERIZED AS A MISSOURIAN QUOTE SHOW ME UNQUOTE RE NEED FOR SUCH EMPLOYMENT IN VIEW AVAILABILITY FILIPINO PROFESSIONALS IN MOST FIELDS THERE HAVE BEEN NO COMPLAINTS ON THIS PROBLEM TO THE EMBASSY IN MANY MONTHS, HOWEVER.

3. REGARDING EMPLOYMENT AND TRAINING OF FILIPINO PERSONNEL, THERE HAS BEEN CONCERN REGARDING HOW THE NEW LABOR CODE WILL BE IMPLEMENTED. MUCH OF THE CONCERN HAS BEEN CENTERED ON NEW GOVERNMENT EMPLOYMENT EXCHANGES VIS-A-VIS FREEDOM OF
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COMPANIES TO HIRE. BACKGROUND ON THE LABOR CODE IS GIVEN IN

MANILA A-386, NOV 18, 1974 AND A-397, NOV 29, 1974.

4. IMMEDIATE PROBLEM, HOWEVER, APPEARS TO INVOLVE PLANS OF U.S. COMPANIES TO SEND NEWLY-HIRED FILIPINOS TO THE UNITED STATES FOR SPECIALIZED TRAINING. SOMETIMES EMPLOYEES ARE ALREADY REGISTERED IMMIGRANTS, OR HAVE NO TIES, OR EXHIBIT GOOD GROUNDS FOR REFUSAL OF A U.S. VISA ON BONA FIDES. SEVERAL SUCH APPLICANTS WERE REFUSED NIVS RECENTLY, AND PHIL-AM CHAMBER REPORT MAY BE RELATED TO THESE CASES. WE HAVE EXPLAINED TO U.S. BUSINESSMEN INVOLVED BASIS FOR DECISIONS AND INDEED SEVERAL CASES WERE GIVEN FAVORABLE CONSIDERATION. MOST PROMINENT CASES CONCERN GLOBE MACKAY, MOBIL OIL, AND KODAK.

5. ABOVE REFLECTS DISCUSSIONS WITH AMCHAM OFFICERS, INCLUDING CHAIRMAN OF INDUSTRIAL RELATIONS COMMITTEE (WILLIAM POWERS OF GE PHILS.) POWERS STATED THAT HE PLANS TO CIRCULARIZE QUESTIONNAIRE AMONG AMCHAM MEMBERSHIP TO FIND OUT IF THERE ARE PROBLEMS AND WHAT THEY ARE RE TWO SUBJECTS RAISED REFTL.
SULLIVAN

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